

Redacted

FL-320

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, state bar number, and address): TROPE AND TROPE SORRELL TROPE (State Bar 21103) 12121 WILSHIRE BOULEVARD SUITE 801 LOS ANGELES, CA 90025 TELEPHONE NO.: (310) 207-8228 FAX NO.: (310) 826-1122 ATTORNEY FOR (Name): BRITNEY SPEARS		FOR COURT USE ONLY F : 11/08/07
SUPERIOR COURT OF CALIFORNIA, COUNTY OF LOS ANGELES STREET ADDRESS: 111 NORTH HILL STREET MAILING ADDRESS: SAME CITY AND ZIP CODE: LOS ANGELES, CA 90012 BRANCH NAME: CENTRAL		
PETITIONER/PLAINTIFF: BRITNEY SPEARS		
RESPONDENT/DEFENDANT: KEVIN FEDERLINE <i>Ex parte</i>		
RESPONSIVE DECLARATION TO ORDER TO SHOW CAUSE OR NOTICE OF MOTION		CASE NUMBER: BD 455 662
HEARING DATE: November 8, 2007		TIME: 8:30 a.m.
		DEPARTMENT OR ROOM: 88

1. CHILD CUSTODY
 - a. I consent to the order requested.
 - b. I do not consent to the order requested but I consent to the following order:
2. CHILD VISITATION
 - a. I consent to the order requested.
 - b. I do not consent to the order requested but I consent to the following order:
3. CHILD SUPPORT
 - a. I consent to the order requested.
 - b. I consent to guideline support.
 - c. I do not consent to the order requested, but I consent to the following order:
 - (1) Guideline
 - (2) Other (specify):
4. SPOUSAL SUPPORT
 - a. I consent to the order requested.
 - b. I do not consent to the order requested.
 - c. I consent to the following order:
5. ATTORNEY FEES AND COSTS
 - a. I consent to the order requested.
 - b. I do not consent to the order requested.
 - c. I consent to the following order:

PETITIONER/PLAINTIFF: BRITNEY SPEARS

CASE NUMBER:

RESPONDENT/DEFENDANT: KEVIN FEDERLINE

BD 455 662

6. PROPERTY RESTRAINT

- a. I consent to the order requested.
- b. I do not consent to the order requested.
- c. I consent to the following order:
[REDACTED]

7. PROPERTY CONTROL

- a. I consent to the order requested.
- b. I do not consent to the order requested.
- c. I consent to the following order:
[REDACTED]

8. OTHER RELIEF

- a. I consent to the order requested.
- b. I do not consent to the order requested.
- c. I consent to the following order:
[REDACTED]

9. SUPPORTING INFORMATION

contained in the attached declaration.

of Margaret Duenas, Robin Johnson, Tara L. Scott, Esq., Lori A. Howe, Esq., Hillary Slevin, Esq., Anne Kiley, Esq., and the declarations of Kendra Cripe, Lupe Martinez and Margaret Duenas previously filed with the court October 26, 2007. See also Memorandum of Points and Authorities attached hereto.

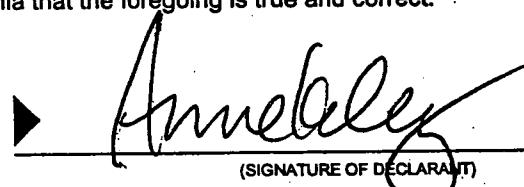
NOTE: To respond to a request for domestic violence restraining orders requested in the Request for Order (Domestic Violence Prevention) (form DV-100) you must use the Answer to Temporary Restraining Order (Domestic Violence Prevention) (form DV-120).

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Date: November 7, 2007

TROPE AND TROPE/ANNE KILEY, ESO.

(TYPE OR PRINT NAME)


(SIGNATURE OF DECLARANT)

Sealed and Removed

Memorandum of Points
and Authorities

Sealed and Removed

Declaration of
Margaret Duenas

Sealed and Removed

Declaration of
Robin Johnson

Sealed and Removed

Declaration of
Tara L. Scott

Sealed and Removed

Declaration of
Lori A. Howe

Sealed and Removed

Declaration of
Hillary Slevin

Sealed and Removed

Declaration of
Kendra Cripe

Sealed and Removed

Declaration of
Lupe Martinez

Sealed and Removed

Declaration of
Margaret Duenas

Sealed and Removed

Exhibits 1-9

REDACTED

FL-300

FOR COURT USE ONLY

ORIGINAL FILED:
NOVEMBER 8, 2007

Copy to Conform

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, Street number, and address):
Mark Vincent Kaplan (SBN 58836)
James M. Simon (SBN 109913)
KAPLAN & SIMON, L.L.P.
2049 Century Park East, Suite 2660
Los Angeles, CA 90067
TELEPHONE NO.: (310) 277-9009 FAX NO. (Optional): (310) 552-1970

E-MAIL ADDRESS (Optional):

ATTORNEY FOR (Name): **Kevin Federline****SUPERIOR COURT OF CALIFORNIA, COUNTY OF LOS ANGELES**

STREET ADDRESS: 111 N. Hill Street

MAILING ADDRESS: 111 N. Hill Street

CITY AND ZIP CODE: Los Angeles, CA 90012

BRANCH NAME: Central District

PETITIONER/PLAINTIFF: BRITNEY SPEARS**RESPONDENT/DEFENDANT: KEVIN FEDERLINE****EX PARTE****ORDER TO SHOW CAUSE****MODIFICATION** Child Custody Visitation Injunctive Order Child Support Spousal Support Other (specify): Attorney Fees and Costs

CASE NUMBER:

BD 455.662**CONDITIONALLY UNDER SEAL**

1. TO (name): PETITIONER BRITNEY SPEARS AND HER ATTORNEYS OF RECORD.
2. YOU ARE ORDERED TO APPEAR IN THIS COURT AS FOLLOWS TO GIVE ANY LEGAL REASON WHY THE RELIEF SOUGHT IN THE ATTACHED APPLICATION SHOULD NOT BE GRANTED. If child custody or visitation is an issue in this proceeding, Family Code section 3170 requires mediation before or concurrently with the hearing listed below.

a. Date: November 8, 2007 Time: 8:30 a.m. Dept.: 88 Room:

b. The address of the court is same as noted above other (specify):

c. The parties are ordered to attend custody mediation services as follows:

3. THE COURT FURTHER ORDERS that a completed Application for Order and Supporting Declaration (form FL-310), a blank Responsive Declaration (form FL-320), and the following documents be served with this order:

- a. (1) Completed Income and Expense Declaration (form FL-150) and a blank Income and Expense Declaration
- (2) Completed Financial Statement (Simplified) (form FL-155) and a blank Financial Statement (Simplified)
- (3) Completed Property Declaration (form FL-160) and a blank Property Declaration
- (4) Points and authorities
- (5) Other (specify):

b. Time for service hearing is shortened. Service must be on or before (date):

Any responsive declaration must be served on or before (date):

c. You are ordered to comply with the temporary orders attached.

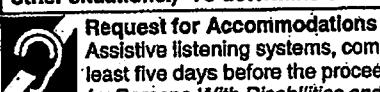
d. Other (specify):

Date:

JUDICIAL OFFICER

NOTICE: If you have children from this relationship, the court is required to order payment of child support based on the incomes of both parents. The amount of child support can be large. It normally continues until the child is 18. You should supply the court with information about your finances. Otherwise, the child support order will be based on the information supplied by the other parent.

You do not have to pay any fee to file declarations in response to this order to show cause (including a completed Income and Expense Declaration (form FL-150) or Financial Statement (Simplified) (form FL-155) that will show your finances). In the absence of an order shortening time, the original of the responsive declaration must be filed with the court and a copy served on the other party at least nine court days before the hearing date. Add five calendar days if you serve by mail within California. (See Code of Civil Procedure 1005 for other situations.) To determine court and calendar days, go to www.courtinfo.ca.gov/selfhelp/courtcalendars/.

**Request for Accommodations**

Assistive listening systems, computer-assisted real-time captioning, or sign language interpreter services are available if you ask at least five days before the proceeding. Contact the clerk's office or go to www.courtinfo.ca.gov/forms for Request for Accommodations by Persons With Disabilities and Response (Form MC-410). (Civil Code, § 54.8.)

Page 1 of 1

APPLICATION FOR ORDER AND SUPPORTING DECLARATION	
THIS IS NOT AN ORDER	
PETITIONER: <input checked="" type="checkbox"/> Respondent <input type="checkbox"/> Child Custody <input type="checkbox"/> Calmairat <input type="checkbox"/> requests the following orders:	
PETITIONER: BRITNEY SPEARS CASE NUMBER: BD 455 662	
RESPONDENT: KEVIN FEDERLINE	
ATTORNEY FEES AND COSTS	
b. <input type="checkbox"/> Costs: \$ Fees: \$	
a. <input type="checkbox"/> Fees: \$	
(Domestic Violence Prevention) (Form DV-100) and Temporary Restraining Order and Notice of Hearing	
NOTE: To obtain domestic violence restraining orders, you must use the forms Request for Order	
SPONSOR OR PARTNER SUPPORT (An earings assignment order may be issued)	
c. <input type="checkbox"/> Modify existing order <input type="checkbox"/> Amount requested (monthly): \$ <input type="checkbox"/> Modify existing order	
b. <input type="checkbox"/> Terminate existing order <input type="checkbox"/> filed on (date): <input type="checkbox"/> (2) ordering (specify):	
a. <input type="checkbox"/> Amout requested (monthly): \$ <input type="checkbox"/> Modify existing order	
b. <input type="checkbox"/> ordering (specify): <input type="checkbox"/> filed on (date): <input type="checkbox"/> (2) ordering (specify):	
c. <input type="checkbox"/> Modify existing order	
CHILD SUPPORT (An earnings assignment order may be issued)	
c. <input type="checkbox"/> Child (name, age) <input type="checkbox"/> Monthly amount (if not by guideline)	
b. <input type="checkbox"/> Case No. (if known): <input type="checkbox"/> Family: County/state: <input type="checkbox"/> Other County/state: <input type="checkbox"/> (4) Case No. (if known):	
a. <input type="checkbox"/> Case No. (if known): <input type="checkbox"/> Juvenile: County/state: <input type="checkbox"/> Criminal: County/state: <input type="checkbox"/> (1) Case No. (if known):	
b. <input type="checkbox"/> Modify existing order <input type="checkbox"/> (1) filed on (date): <input type="checkbox"/> (2) ordering (specify):	
c. <input type="checkbox"/> One or more domestic violence restraining/protection orders are now in effect. (Attach a copy of the orders if you have one). The orders are from the following court or courts (specify county and state):	
CHILD VISITATION <input type="checkbox"/> To be ordered pending the hearing	
a. As requested in: (1) <input type="checkbox"/> Attachment 2a (2) <input type="checkbox"/> Form FL-311 (3) <input type="checkbox"/> Other (specify):	
b. <input type="checkbox"/> Modify existing order <input type="checkbox"/> (1) filed on (date): <input type="checkbox"/> (2) ordering (specify):	
c. <input type="checkbox"/> One or more domestic violence restraining/protection orders are now in effect. (Attach a copy of the orders if you have one). The orders are from the following court or courts (specify county and state):	
CHILD CUSTODY <input type="checkbox"/> To be ordered pending the hearing	
a. As requested in form: <input type="checkbox"/> FL-311 <input type="checkbox"/> FL-312 <input type="checkbox"/> FL-341(C) <input type="checkbox"/> FL-341(D) <input type="checkbox"/> FL-341(E)	
b. <input type="checkbox"/> Modify existing order <input type="checkbox"/> (1) filed on (date): <input type="checkbox"/> (2) ordering (specify):	
c. <input type="checkbox"/> Physical custody to <input type="checkbox"/> Legal custody to <input type="checkbox"/> Person who makes decisions about health, education, etc. (name) <input type="checkbox"/> Person with whom child lives. (name)	
a. Child (name, age) <input type="checkbox"/> Physical custody to <input type="checkbox"/> Legal custody to <input type="checkbox"/> Person who makes decisions about health, education, etc. (name) <input type="checkbox"/> Person with whom child lives. (name)	
b. <input type="checkbox"/> Modify existing order <input type="checkbox"/> (1) filed on (date): <input type="checkbox"/> (2) ordering (specify):	
c. <input type="checkbox"/> One or more domestic violence restraining/protection orders are now in effect. (Attach a copy of the orders if you have one). The orders are from the following court or courts (specify county and state):	
DOMESTIC VIOLENCE PREVENTION (Form DV-110).	
NOTE: To obtain domestic violence restraining orders, you must use the forms Request for Order	
ATTORNEY FEES AND COSTS	
b. <input type="checkbox"/> Costs: \$ Fees: \$	
a. <input type="checkbox"/> Fees: \$	
(Domestic Violence Prevention) (Form DV-110).	

PETITIONER: BRITNEY SPEARS

NUMBER:
BD 455 662

RESPONDENT: KEVIN FEDERLINE

6. PROPERTY RESTRAINT To be ordered pending the hearing
 a. The petitioner respondent claimant is restrained from transferring, encumbering, hypothecating, concealing, or in any way disposing of any property, real or personal, whether community, quasi-community, or separate, except in the usual course of business or for the necessities of life.

The applicant will be notified at least five business days before any proposed extraordinary expenditures, and an accounting of such will be made to the court.

b. Both parties are restrained and enjoined from cashing, borrowing against, canceling, transferring, disposing of, or changing the beneficiaries of any insurance or other coverage, including life, health, automobile, and disability, held for the benefit of the parties or their minor children.

c. Neither party may incur any debts or liabilities for which the other may be held responsible, other than in the ordinary course of business or for the necessities of life.

7. PROPERTY CONTROL To be ordered pending the hearing

a. The petitioner respondent is given the exclusive temporary use, possession, and control of the following property that we own or are buying (specify):

b. The petitioner respondent is ordered to make the following payments on liens and encumbrances coming due while the order is in effect:

<u>Debt</u>	<u>Amount of payment</u>	<u>Pay to</u>
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8. I request that time for service of the *Order to Show Cause* and accompanying papers be shortened so that these documents may be served no less than (specify number): days before the time set for the hearing. I need to have the order shortening time because of the facts specified in the attached declaration.

9. OTHER RELIEF (specify): Petitioner shall not drive the minor children pending further order of Court.

10. FACTS IN SUPPORT of relief requested and change of circumstances for any modification are (specify):

contained in the attached declaration.

Declaration of Mark Vincent Kaplan

Declaration of Kendra Cripe

Declaration of Alisa Barles

Declaration of Dennis M. Giroux

Declaration of James M. Simon

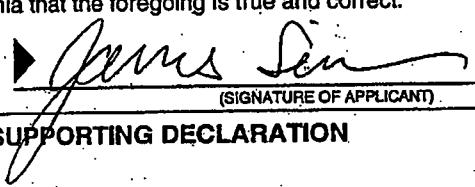
Memorandum of Points and Authorities

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Date: November 7, 2007

JAMES M. SIMON

(TYPE OR PRINT NAME)


(SIGNATURE OF APPLICANT)

**Declaration of
Mark Vincent Kaplan**

KAPLAN & SIMON, L.L.P.
ATTORNEYS AT LAW
2049 CENTURY PARK EAST, SUITE 2860
LOS ANGELES, CALIFORNIA 90067
TELEPHONE: (310) 277-9005
FACSIMILE: (310) 552-1970

1 **DECLARATION OF MARK VINCENT KAPLAN**

2 I, MARK VINCENT KAPLAN, hereby declare as follows:

3 1. I am an attorney at law licensed to practice before all of the courts in the
4 State of California and am a partner of Kaplan & Simon, L.L.P., attorneys of record for
5 Respondent Kevin Federline herein. The below facts are within my personal knowledge
6 and I could and would competently testify thereto if called upon to do so.

7 2. On November 6, 2007 at approximately 9:30 a.m., I telephoned
8 Petitioner's counsel and spoke to Anne Kiley. I informed Ms. Kiley that we would bring,
9 on behalf of Respondent, on November 8, 2007 at 8:30 a.m. in Department 88, this ex
10 *parte* application for an order that Petitioner not drive the minor children [REDACTED]
[REDACTED]
[REDACTED]

11
12
13 I declare under penalty of perjury under the laws of the State of California that
14 the foregoing is true and correct.

15 Executed on November 7, 2007 at Los Angeles, California.

16
17 
18 MARK VINCENT KAPLAN

Sealed and Removed

Declaration of

Kendra Cripe

15-357243

Sealed and Removed

Declaration of

Alisa Barles

Sealed and Removed

Declaration of

Dennis Giroux

Sealed and Removed

Declaration of

James M. Simon

Sealed and Removed

Memorandum of

Points & Authorities

Sealed and Removed

Exhibits A - F

1 TROPE AND TROPE
2 SORRELL TROPE (State Bar 21103)
THOMAS PAINE DUNLAP (State Bar 61007)
3 ANNE KILEY (State Bar 145489)
TARA L. SCOTT (State Bar 217781)
Attorneys at Law
4 12121 Wilshire Boulevard
Suite 801
5 Los Angeles, California 90025-1171

6 Telephone: 310-207-8228; 323-879-2726

7 Attorneys for Petitioner,
BRITNEY SPEARS

8
9 SUPERIOR COURT OF THE STATE OF CALIFORNIA
10 FOR THE COUNTY OF LOS ANGELES

11
12 In re Marriage of) CASE NO. BD 455 662
13 Petitioner: BRITNEY SPEARS) CONDITIONALLY UNDER SEAL
14 and) UNREDACTED DECLARATION OF
15 Respondent: KEVIN FEDERLINE) DOUGLAS A. HUNTER, ESQ.
DATED OCTOBER 25, 2007
FILED IN CONNECTION WITH
PETITIONER'S REQUEST TO
STRIKE

16
17 DATE: November 26, 2007
18 TIME: 8:30 a.m.
DEPT.: 88

19 Hon. Scott Gordon

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